

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE#21
1-1504
JMK

Application of: Alexander Mashinsky

Application No.: 09/368,828

Group Art Unit: 2643

Filed: August 05, 1999

Examiner: Tieu, B.

For: ASSIGNING TELECOMMUNICATIONS
SERVICES TO MATCHABLE CLASS

Attorney Docket No.: 9118-037

TERMINAL DISCLAIMERAssistant Commissioner for Patents
Washington, D.C. 20231

Sirs:

The undersigned represents that he is a registered attorney of record in the above-identified case, and that ANIP, INC. is the assignee of the entire right, title and interest in and to the above identified application by virtue of an assignment which was executed on November 24, 1999 and recorded in the United States Patent and Trademark Office at Reel/Frame 010402/0830.

Applicant hereby disclaims the terminal part of any patent granted on the above identified application which would extend beyond the expiration date of U.S. Patent No. 6,226,365B1 which issued on May 1, 2001, and hereby agrees that any patent so granted on the above identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,226,365B1.

Applicant further agrees that this agreement is to run with any patent granted on the above-identified application and is to be binding upon the grantee, its successors and assigns.

Applicant does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of U.S. Patent No. 6,226,365B1 in the event that said patent later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321(a), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to the expiration of its full statutory term, except for the separation of legal title stated above.

The undersigned hereby confirms that he has reviewed the assignment and, to the best of his knowledge and belief, title is in the assignee seeking to take action in this matter that he is empowered to act on behalf of ANIP, INC.

The undersigned hereby declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

Date: 9/18/02

Chi K. Eng 38,870
Chi K. Eng
Arbinet-theexchange, Inc.
75 Broad Street, 20th Floor
(917) 320-2064
(Reg. No.)